

Index No.: 07 Civ. 3731 (VM)

**AFFIDAVIT OF SERVICE**

STATE OF OHIO )  
                  )  
                  ) SS.:  
COUNTY OF HAMILTON )

I, Maryjoy True, being duly sworn, depose and say:

I am not a party to the within action, am over 18 years of age and reside c/o Keating Muething & Klekamp PLL, One East 4<sup>th</sup> Street, Suite 1400, Cincinnati, Ohio 45202. On February 14, 2008, I served the within DEFENDANT TOTAL QUALITY LOGISTICS, INC.'S REPLY MEMORANDUM OF LAW IN FURTHER SUPPORT OF DEFENDANTS' JOINT MOTION TO STAY LITIGATION IN DEFERENCE TO THE PENDING TENNESSEE ACTION on :

Bennet Susser  
Sills Cummis & Gross, P.C. (NJ)  
One Riverfront Plaza  
Newark, New Jersey 07102-5400  
*Attorneys for Defendant Hill's Trucking, Inc.*

Lisa A. Scognamillo  
Badiak & Will, LLP  
106 Third Street  
Mineola, New York 11501-4404  
*Attorneys for Plaintiff*  
*Fortis Corporate Insurance*  
*as Subrogee of Empire Resources, Inc.*

Bolivar Insurance  
Real Estate Inc.  
800 West Market Street  
Bolivar, Tennessee 38003

Canal Insurance Company  
400 East Stone Avenue  
Greenville, South Carolina 29601

by depositing a true copy thereof enclosed in a post-paid wrapper in an official depository under the exclusive care and custody of the U.S. Postal Service within the State of Ohio.

  
\_\_\_\_\_  
Maryjoy True

Sworn to before me this

14 day of February 2008.

  
\_\_\_\_\_  
Notary Public

**CHARLES M. MILLER**  
Attorney at Law  
Notary Public, State of Ohio  
My Commission Has No Expiration  
Date. Section 147.03 O.R.C.